

# **PUBLIC NOTICE**

File Number: NRS 15.104

Pursuant to Chapter 0400-4-7 of the Department's rules, the proposed activity described below has been submitted for approval under an Aquatic Resource Alteration Permit and §401 Water Quality Certification. This notice is intended to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. No decision has been made whether to issue or deny this application.

**APPLICANT:** Tennessee Department of Transportation

Environmental Permits Section Suite 900, James K. Polk Bldg.

505 Deaderick St. Nashville, TN 37243

615-253-2466

**LOCATION:** TDOT 79011-1266-94 PIN115683.00 SR-1, File# NRS 15.104, Shelby County

(Lat: 35.3065/ Lon: -89.6437)

**PROJECT DESCRIPTION:** The applicant proposes to replace the existing bridge along SR-1 over a drainage channel of the Loosahatchie River and associate wetlands.

Impact 1: Latitude: 35.3065 Longitude: -89.6437

Loosahatchie River Drainage and associate wetlands Station 1193+95.00 to Sta.

1201+15.00

The applicant proposes to replace the existing 681.1 feet of SR-1 bridge over a drainage channel of the Loosahatchie River and associated wetlands with a 6-span concrete girder bridge structure 720 ft. in length with a side to side width of 46 ft. The construction would require 2.534 acres of permanent and 3.312 acres of temporary wetland impacts. Standard On-site Mitigation for Temporary Wetland Impact Areas would involve the removal and stockpile of approximately 1 foot of topsoil. Following construction, the temporary wetland impact area would be restored to pre-construction elevations as soon as possible by using the stockpiled topsoil. The contractor would ensure that the restored elevations will not allow drainage of the remaining wetland. Upon restoration of the appropriate elevations, trees would be planted according to the proposed mitigation plan.

Debits: 2.534 acre wetlands

### MITIGATION REQUIRED

As mitigation for 2.534 acres permanent wetland (WTL-1) impacts, TDOT proposes the purchase of 5.5 credits (2:1 ratio) in the Loosahatchie River watershed from the Tennessee Mitigation Fund (TMF) as managed by the Tennessee Wildlife Federation (TWF) In-Lieu Fee Program.

**DEGRADATION:** In accordance with the Tennessee Antidegradation Statement (Rule 0400-40-03-.06), the division has determined that the proposed activities will not result in degradation to water quality.

**WATERSHED** / **WATERBODY DESCRIPTION:** The Loosahatchie River watershed is located in West Tennessee and includes parts of Fayette, Hardeman, Haywood, Shelby and Tipton counties. It is approximately 738 square miles and drains to the Mississippi River. For more information on this watershed please visit <a href="http://www.state.tn.us/environment/water/watersheds/lower-tennessee-river.shtml">http://www.state.tn.us/environment/water/watersheds/lower-tennessee-river.shtml</a>

Loosahatchie River (TN08010209001\_1000) is in the Loess Plains ecoregion (73a &74b). The channel dimensions are as follows: channel bottom width (100'), channel top width (150'), water depth (N/A), and bank height (20-30'). Typical substrate in this section is comprised of sand and silt.

Loosahatchie River (TN08010209001\_1000) was assessed in 2010. It is not supporting its designated uses. The specific uses that are not meeting use support and the causes are as follows: fish and aquatic life due to Total phosphorous, sedimentation/siltation and physical substrate habitat alterations. The stream is available for the proposed impact.

Stream Name / ID #: Loosahatchie River (TN08010209001\_1000)

**Ecoregion:** Loess Plains ecoregion (73a &74b)

**Stream Dimension:** Channel bottom width Chanel top width 150'

Water depth unknown
Bank height 20-30'

**Substrate:** silt and sand

Fish and aquatic life not supporting total phosphorous, sedimentation/siltation

physical substrate habitat alterations

Recreation fully supporting
Industrial water supply fully supporting
Irrigation fully supporting
Livestock watering & wildlife fully supporting

The stream is available for the proposed impact

**Assessment Date:** 2010

## PERMIT COORDINATOR: Brian Canada

**FACTORS CONSIDERED:** In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

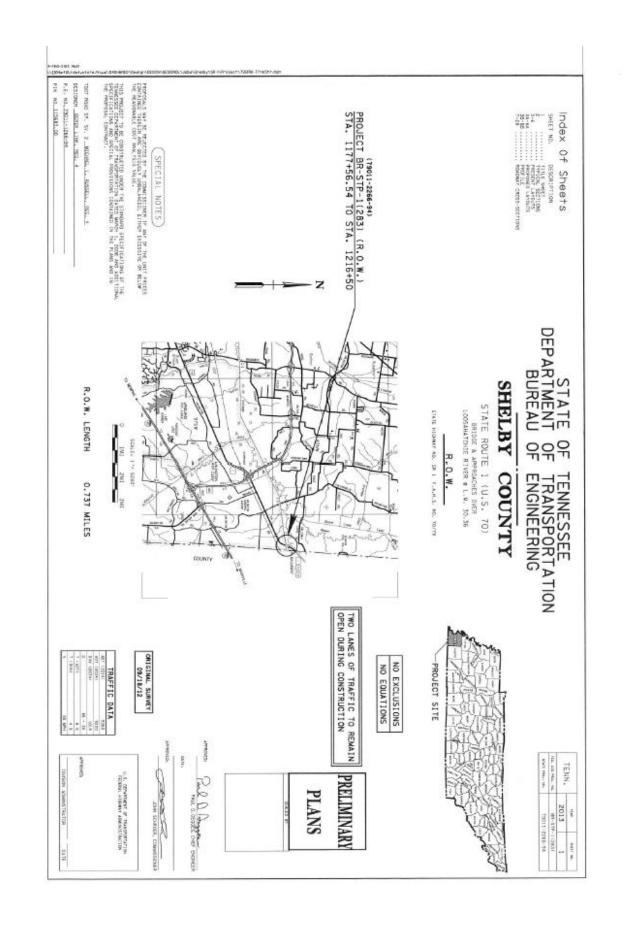
**COMMENTING:** Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced. Send all written comments to the department's address listed below and to the attention of the permit coordinator.

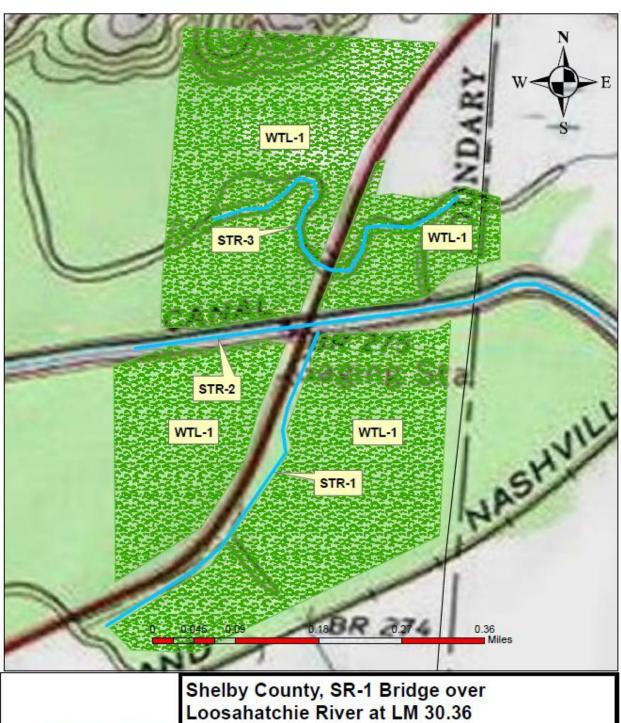
**PUBLIC HEARING**: Interested persons may request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing. Send all public hearing request to the department's address listed below and to the attention of the permit coordinator.

**APPEAL:** A permit appeal may be filed, pursuant to T.C.A. §§ 69-3-105(i) and Rule 0400-40-05, by the permit applicant or by any aggrieved person who participated in the public comment period announced by this notice. This petition must be filed within THIRTY (30) DAYS after public notice of the issuance of the permit. The petition must specify what provisions are being appealed and the basis for the appeal. It should be addressed to the technical secretary of the Tennessee Board of Water Quality, Oil and Gas at the following address: Tisha Benton, Director, Division of Water Resources, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Ave, 11<sup>th</sup> floor, Nashville, TN 37243. Any hearing would be in accordance with T.C.A. §§69-3-110 and 4-5-301 et seq.

**FILE REVIEW:** The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed below) for review and/or copying.

Tennessee Department of Environment & Conservation Division of Water Resources, Natural Resources Unit William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 11th Floor Nashville, Tennessee 37243







P.E. 79011-1266-94 PIN 115683.00



#### Standard On-site Mitigation for Temporary Wetland Impact Areas (if required)

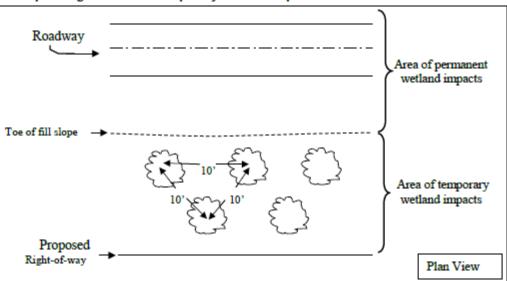
Apply these measures to all applicable temporary wetland impact areas listed in the Mitigation table. For temporary wetland impact areas, remove the top 12" of topsoil and stockpile it until construction is complete. Once construction activities are completed, restore all temporary wetland impact areas to preconstruction conditions. This includes removing haul roads (if applicable), restoring the site to the original (pre-construction) elevation and spreading stockpiled topsoil back over the wetland site. The area of temporary impacts will be stabilized according to standard practices. Planting will be based on notes provided by Ecology. Trees are not planted in emergent wetlands. Wetland areas located outside of proposed right-of-way and construction easements are to be clearly marked and not disturbed.

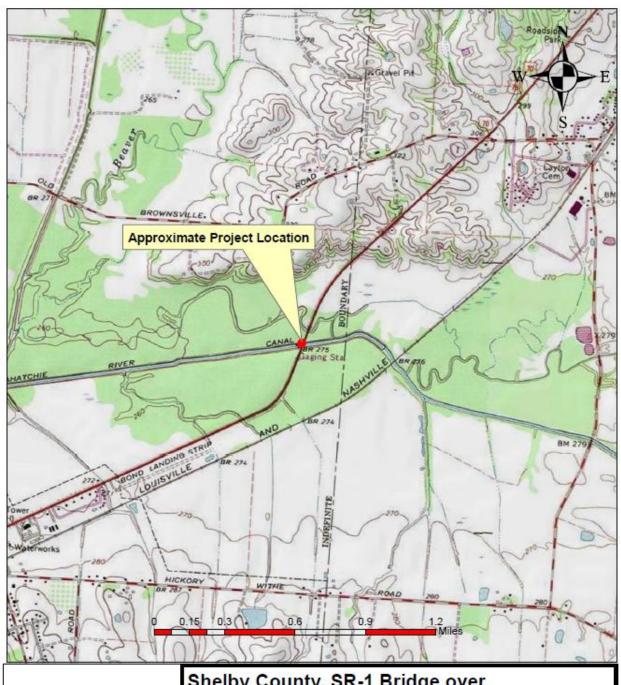
#### Tree species for temporary wetland impacts:

Item #	Description	Unit
802-12.07	BETULA NIGRA (RIVER BIRCH SEEDLNG B.R.)	Each
802-12.18	LIQUIDAMBER STYRACIFLUA (SWEETGUM SEEDLNG B.R.)	Each
802-12.26	PLATANUS OCCIDENTALIS (SYCAMORE SEEDLNG B.R.)	Each
802-12.37	QUERCUS PALUSTRIS (PIN OAK SEEDLNG B.R.)	Each
802-12.38	QUERCUS PHELLOS (WILLOW OAK SEEDLNG B.R.)	Each

BR = Bare Root

#### Tree planting scheme for temporary wetland impact areas







Shelby County, SR-1 Bridge over Loosahatchie River at LM 30.36

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